

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SAN BERNARDINO CITY UNIFIED  
SCHOOL DISTRICT.

OAH CASE NO. 2010050221

ORDER GRANTING REQUEST FOR  
CONTINUANCE AND SETTING  
MED/PHC/HRG

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, 3.1332(c).)

OAH has reviewed the request for good cause and the request is:

☒ Granted. All dates are vacated. This matter will be set as follows:

Mediation:	11/09/2010 at 9:30 AM
Prehearing Conference:	01/05/2011 at 10:00 AM
Due Process Hearing:	01/10/2011 through 01/12/2011 at 9:30 AM with the exception of the first day which will begin at 1:00PM

IT IS SO ORDERED.

Dated: October 29, 2010

/s/

ANN F. MACMURRAY  
Presiding Administrative Law Judge  
Office of Administrative Hearings

